## REMARKS

Applicant would like to thank the Examiner for the careful consideration given the present application. The application has been reviewed in light of the Office Action, and it is respectfully submitted that the application as amended is in condition for allowance.

Claim 1 has been amended with the subject matter of claims 2 and 6. Claims 2 and 6 have been canceled. Claims 3–5 and 7–8 have been amended to be dependent from claim 1.

Claim 1 stands rejected under 35 U.S.C. 101, because the claimed invention is directed to non-statutory subject matter.

Applicant respectfully submits that claim 1 is stated in terms of what the apparatus does. Claim 1 does not claim a computer program. Furthermore, the elements of claim 1 also produce useful, concrete and tangible results. The "accessing process sequence setting unit" is capable of setting an access setting condition relating to an access operation to a set site on the network in response to an instruction of a user. The "accessing process sequence storage unit" stores a series of processing sequences as selected by the user based upon the set access setting condition. The "accessing process executing unit" executes one of the stored processing sequences to perform the access operation to the set site. Since claim 1 is not claiming a computer program and all the claimed elements produce useful, concrete and tangible results, claim 1 is not directed to non-statutory subject matter. Applicant respectfully requests that the rejection under 35 U.S.C. 101 be withdrawn.

Claims 1–10 stand rejected under 35 U.S.C. 102(e) as being anticipated by Higuchi et al. (U.S. Pub. No. 2003/0050050 A1). Claim 1 has been amended with the subject matter of claims 2 and 6. Claims 2 and 6 have been canceled. For at least the following reasons, the Examiner's rejection is respectfully traversed.
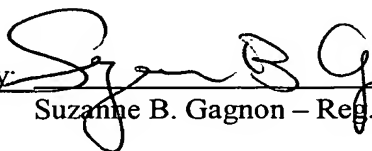
Higuchi does not disclose or teach "wherein the accessing process sequence setting unit sets a process sequence during interruption in the case that the own apparatus accepts an interrupt request, when data is acquired from the accessed set site in the data acquiring process sequence" as recited in amended claim 1. The Office Action refers to paragraph 77 in Higuchi as disclosing these elements (Office Action, 3/7/2006, page 6).

Paragraph 77 in Higuchi merely discloses that the remaining amount of the battery is checked by detecting a voltage value of the battery and a characteristic of the battery (para. 77). Higuchi does not disclose any process sequence for when data from the accessed set site is being acquired and then is interrupted due to an interrupt request accepted by the phone. Therefore, Higuchi does not disclose or teach all the elements of the claimed invention.

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge the same to our Deposit Account No. 16-0820, our Order No. 38318.

Respectfully submitted,

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